

REMARKS

Claims 23, 25, 27, 29-32, and 34-38 have been canceled without prejudice in accordance with the restriction requirement. Claims 1-22, 24, 26, 28, and 33 have been amended to remove the non-elected subject matter and/or to insert proper Markush group language or to correct typographical or grammatical errors.

Claims 30-32 (compounds of claim 1 manufactured by the process of manufacture recited in claims 24, 26, and 28) which the Examiner indicated was part of the elected subject matter have been incorporated into their respective base claims (claims 24, 26, and 28). Thus, claims 24, 26, and 28 were changed from a process for the manufacture of compounds (non-elected subject matter) to compounds manufactured by the process (elected subject matter).

Accordingly, claims 1-22, 24, 26, 28, and 33 are pending.

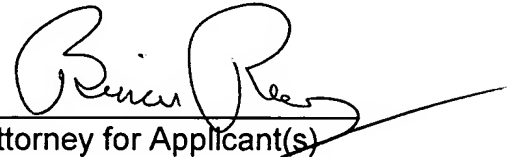
The Applicants expressly rebut any presumption that the Applicants have surrendered any equivalents under the doctrine of equivalents and expressly state that the claims, as amended, are intended to include and encompass the full scope of any equivalents as if the claims had been originally filed and not amended.

In response to the Office Action the claims have been limited to the elected subject matter as requested by the Examiner. Thus, the Application is believed to be in condition for allowance and respectfully request the Examiner issue a Notice of Allowance. If any issues remain, the Applicants respectfully request that the Examiner call the undersigned attorney so that any remaining issues can be resolved by an Examiner's amendment (if necessary).

Appl. No. 10/743,642
Filed: December 22, 2003

No fee is believed to be required in connection with the filing of this Amendment. However, if any fee is deemed necessary, authorization is given to charge the amount of any such fee to Deposit Account No. 08-2525.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Brian Remy", is written over a horizontal line.

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